IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 2666 of 2005

Between:

M. Venkata Krishnaiah, S/o. of Late M. C. Subbarayudu, Deputy Manager, Andhra Pradesh State Irrigation Development Corporation, Mytrivana, Ameerpet, Hyderabad.

..... PETITIONER

AND

1 Andhra Pradesh State Irrigation Development Corporation Ltd., (APSIDC) represented by its Vice-Chairman and
Managing Director Mytrivanam, Huda Complex, Ameerpet, Hyderabad.
2 State of Andhra Pradesh, represented by its Principal Secretary to Government, Irrigation and Command Area Development Secretariat Buildings, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate Writ, Order, or direction more particularly one in the nature of Writ of CERTIORARI and call for the records on the file of the 1st respondent in his proceedings No. IDC/MD/Adm/ASO 1/IV.5(III)/Relief 3617 dated 27-10-2003 and QUASH the same and further direct the respondents to continue the petitioner in service with all consequential benefits.

Counsel for the Petitioner: MR.A.SURYANARAYANA MURTHY

Counsel for the Respondent No.1: Mr.T. Nageswara Rao, S.C.

Counsel for the Respondent No.2: GP FOR IRRIGATION & COMM AREA DEV.

The Court, at the admission stage, made the following :

ORAL ORDER:

This writ petition is filed challenging the Proceedings No.IDC/MD/Adm./ASO1/V.5(III) Relief/ 3617, dated 27.10.2003, of the 1st respondent and to quash the same.

Heard the learned counsel for the petitioner and the learned standing counsel for the 1st respondent and perused the material on record.

The learned counsel for the petitioner has brought to the notice of this Court that a representation was given to the 2nd respondent consequent on the changed circumstances.

In view of the submission made by the petitioner's counsel, an appropriate decision has to be taken by the 2nd respondent in accordance with the rules and regulations and also the Voluntary Retirement Scheme.

Therefore, without expressing an opinion on the merits of the case, I consider it appropriate to direct the 2nd respondent to take appropriate decision in accordance with the rules and regulations,

within a period of two months from the date of receipt of a copy of this order.

The writ petition is disposed of in terms of the above direction. In the circumstances of the case, there shall be no order as to costs.

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(K.C. BHANU, J.)

11th April, 2005

bcj

To

1 The Vice Chairman and Managing Director, Andhra Pradesh State Irrigation Development Corporation Ltd., (APSIDC) Mytrivanam, Huda Complex, Ameerpet, Hyderabad.
2 The Principal Secretary to Government, State of Andhra Pradesh, Irrigation and Command Area Development Secretariat Buildings, Hyderabad.

3 Two C.Cs. to the government Pleader for Irrigation and Command Area Development, High Court Buildings, Hyderabad (OUT)

4 Two C.D. copies